

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

FILED

2004 APR 16 AM 10:51
CLERK U.S. DISTRICT COURT
TAMPA, FLORIDA

UNITED STATES OF AMERICA

CASE NO.: 8:03-CR-77-T-30TBM

vs.

SAMEEH HAMMOUDEH
_____ /

FOURTH MOTION TO ALLOW CONTACT VISIT

COMES NOW, the Defendant, SAMEEH HAMMOUDEH, by and through his undersigned counsel, to allow contact visits with his family members on a regular basis and as grounds therefore would state:

1. That the Defendant has been permanently housed at Coleman prison in the most serious offender dormitory known as the S.H.U. which has very restrictive conditions. These conditions are designed for inmates serving a prison sentence and who have also been found to be the most serious of offenders and are not well suited for pretrial detainees.
2. That because of these unique conditions of pretrial confinement dictated by the necessity of this particular case, there are no available means for contact visits unless by ordered by this Court.
3. That the Defendant has a unique need for additional commissary privilege because of his special need for writing materials and other commissary items which are consumed during the extensive pretrial discovery review that he is conducting while incarcerated at Coleman Prison.
4. Due to the lack of confinement and until the trial date of January 2005, it is

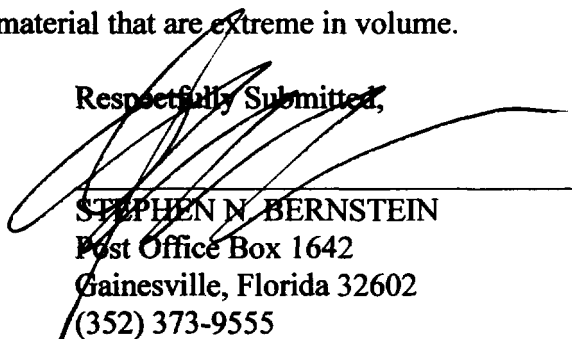
requested that this Court consider authorizing a monthly contact visit between the Defendant and his family.

5. It is also requested that the Court consider allowing the Defendant weekly social phone call to check on the condition of his family. Again, unusual request but is asserted that this is reasonable in view of the length of pretrial confinement, the severity of conditions at this particular facility.

6. One of the practices of the maximum confinement facility at Coleman Prison is the moving of the Defendant every three weeks to a different cell. While this may be a good management tool for those serving a sentence, but it is difficult for a pretrial detainee such as the Defendant who has extensive files of paperwork and materials to review for discovery which is at risk for loss as well as time consuming in packaging and moving.

WHEREFORE, it is requested that this Court enter an Order which authorizes monthly contact visits between the Defendant and his immediate family, weekly social phone calls from the Coleman facility to his family and additional commissary privileges to accommodate the special needs of his pretrial status as well as directed that his cell not be changed every three weeks requiring the moving discovery material that are extreme in volume.

Respectfully Submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Motion has been furnished to

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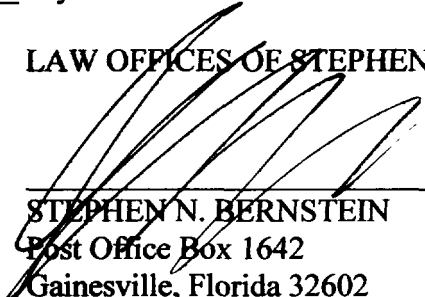
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by regular U.S. mail delivery on this 13 day of March 2004.

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